

REMARKS

Applicant has amended claims 1, 2, 6, 7, 8 and 13, added new claims 18-21 and canceled claims 3-5, 9, 10 and 15-17. Applicant respectfully submits that these amendments to the claims are supported by the application as originally filed and do not contain any new matter.

The Examiner has rejected claims 2, 3, and 5 under 35 USC 112, second paragraph, as being indefinite. In view of the above amendments, Applicant respectfully submits that claim 2 complies with the requirements of 35 USC 112, second paragraph.

The Examiner has rejected claims 1-6 and 9-17 under 35 USC 102 as being anticipated by Okeya et al. USP 6,327,225, stating that Okeya et al. '225 discloses each and every element of Applicant's claims 1-6 and 9-17.

In reply thereto, Applicant would like to point out that Okeya et al. '225 has a PCT publication date of June 22, 2000, a 102(e) date of August 11, 2000 and a 371 date of August 11, 2000. Applicant's invention as claimed by Applicant's claim for priority has a foreign priority date of June 21, 2000. Pursuant to 35 USC 365, Applicant respectfully submits that Applicant's foreign priority date is before any of the dates of Okeya et al. '225 and Okeya et al. '225 is not prior art and should be withdrawn.

Notwithstanding the above, Applicant respectfully submits that there are still significant differences between Applicant's invention and Okeya et al. '225 and any other art of record. In particular, Applicant respectfully submits that Okeya et al. '225 and any of the art of record do not disclose at least the following:

1. The control means makes the first and second level determinations based on the predetermined period of detection of said amount of power or a plurality of detections of said amount of power; and
2. The control means controllably switches to the first state upon detecting a first predetermined number of times that the amount of power generated by the power generating means is at most a first power generation level and the control means controllably switches to the second state upon detecting a second predetermined number of times the amount of power generated by said power generation means is at least a second power generation level that is higher than the first power generation level.

In particular, in the art of record, it does not recite that in the second state, control is performed based on a predetermined period of detection of the amount of power generated by the power generating means exceeds the second power generation level, or a plurality of or a consecutive predetermined number of such detections as is claimed by Applicant's claims. Still further, power generation in the art of record is detected based on whether or not the electromotive force of the generator exceeds the set of voltage value or whether or not an electromotive voltage equal to or higher than a set voltage considerably lower than the set voltage value lasts a period of time. Also, in the art of record, when a non-generation time exceeds a predetermined set time in a display mode, the mode is changed to the power saving. Still further, in the art of record, the set voltage value and the period of time are set to have larger values and to last for longer periods of time in the power saving mode than in the display mode. Since the art of record switches based upon a single measurement, and not based upon a plurality of measurements, it switches back and forth instantaneously and not much power saving is achieved. In contrast thereto, since Applicant's invention requires a switching based upon a plurality of measurements, a substantially averaging or integrating effect occurs and switching between the first and second levels does not instantaneously occur and the watch stays longer in the power saving mode. As a result, substantial power savings can be achieved over the art of record.

In view of the above, therefore, Applicant respectfully submits that claims 1-6 and 9-17 are not anticipated by the art of record, particularly Okeya et al. '225.


Applicant further respectfully and retroactively requests a two month extension of time so as to respond to the Office Action. Please charge Deposit Account No. 11-1445 in the sum of \$450 as the fee.

In view of the above, therefore, it is respectfully requested that this Amendment be entered, favorably considered and the case passed to issue.

Please charge any additional costs incurred by or in order to implement this Amendment or required by any requests for extensions of time to KODA & ANDROLIA DEPOSIT ACCOUNT NO. 11-1445.

Respectfully submitted,

KODA & ANDROLIA

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